

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Kenji KIMURA et al.

Group Art Unit: 1795

Serial No : 10/500,472

Examiner: Cynthia K. LEE

Filed : July 15, 2004

Confirmation No.: 7889

For : BATTERY AND BATTERY ASSEMBLY

**RESPONSE UNDER 37 C.F.R. § 1.116**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop AF  
Randolph Building  
401 Dulany Street  
Alexandria VA 22314

Sir:

In response to the Final Official Action dated April 30, 2009 and the Notice of Panel Decision from Pre-Appeal Brief Review dated August 27, 2009, Applicants respectfully request reconsideration and withdrawal of the outstanding rejections set forth in the above-mentioned Final Official Action in view of the following amendments and remarks.

**Amendments to the Claims** begin on page 2.

**Remarks** begin on page 7.